

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
SOUTHEASTERN DIVISION**

**THE GUARANTEE COMPANY OF  
NORTH AMERICA, USA,**

**Plaintiff,**

**vs.**

**MIDDLETON BROTHERS, INC., et al.,**

**Defendants.**

**Case No. 1:10CV11 SNLJ**


**MEMORANDUM AND ORDER**

This matter is before the Court on two motions.

First, plaintiff filed a Motion for Leave to File an Amended Complaint and to Join Additional Parties (#48) on January 3, 2011. No objections having been filed thereto, plaintiff's Motion is hereby **GRANTED**.

Second, plaintiff filed a Motion to Strike The Additional Exhibits Filed by Purported Intervener Defendant Carolina Casualty Company (#53) on January 11, 2011. As the "additional exhibits" related to a motion to intervene that was denied on January 12, 2011 (#54), plaintiff's Motion is hereby **DENIED** as moot.

So ordered this 2nd day of February, 2011.

  
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UNITED STATES DISTRICT JUDGE